

IN THE UNITED STATES PATENT AND TRADE-MARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

**PATENT
APPLICATION**

In re **PATENT APPLICATION** of
 Inventor(s) **MOODY et al**
 Appln. No. **09**

Group Art Unit: **1654**
 Examiner: **M. Meller**
 Atty. Dkt. P: **0265189**

Filed: December 10, 1999
 Title: **PROCESS FOR THE PREPARATION OF AMPICILLIN**

Series Code **↑**
 Serial No. **↑**

Date: February 7, 2003

Hon. Commissioner of Patents
 Washington, D.C. 20231

Sir:

- 1 ☐ **NOTICE OF APPEAL** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated August 9, 2003 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
- 2 ☐ **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months)
- 3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer - unextendable)
- 4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer - unextendable)
- 5 ☐ "Small entity" statement filed: ☐ herewith, ☐ previously.
- 6 ☐ Fee **NOT** required because paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

7. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd.	enter \$320/160	\$320 119/219
If box 2 above is X'd.	enter \$320/160	\$0 120/220
If box 3 above is X'd.	enter \$280/140	\$0 121/221
If box 4 above is X'd.	enter nothing - 0 - (no fee)	
8. Original due date: November 9, 2002		
9. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached.	(1 mo) \$110/\$55	115/215
	(2 mos) \$410/\$205	116/216
	(3 mos) \$930/\$465	117/217
	(4 mos) \$1,450/\$725	118/218
	(Usable only if box 2 is X'd--- 5 mos) \$1,970/\$985	128/228
10. Enter any previous extension fee paid <input checked="" type="checkbox"/> previously since above Original due date (item 8): <input checked="" type="checkbox"/> with concurrently filed amendment	-\$930	
11. Subtract line 10 from line 9 and enter: Total Extension Fee		+0
TOTAL FEE =		\$320

**PLEASE CHARGE
OUR DEP. ACCT.**

(Our Deposit Account No. 03-3975)

(Our Order No. 030268 C# 0265189 M#)

CHARGE STATEMENT The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed or asserted to be filed or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 101-116 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 2) or credit any overpayment to our Accounting Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

**Pillsbury Winthrop LLP
Intellectual Property Group**

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NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments